
By: **Delegates Moe, Bobo, Frush, McIntosh, Menes, and Ross**
Introduced and read first time: February 6, 2003
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Check Cashing Services - Licensing - Exemptions**

3 FOR the purpose of altering a certain exemption from the licensing requirements for
4 check cashing services; and generally related to exemptions from the licensing
5 requirements for check cashing services.

6 BY repealing and reenacting, with amendments,
7 Article - Financial Institutions
8 Section 12-102(a)
9 Annotated Code of Maryland
10 (1998 Replacement Volume and 2002 Supplement)

11 BY repealing and reenacting, without amendments,
12 Article - Financial Institutions
13 Section 12-105
14 Annotated Code of Maryland
15 (1998 Replacement Volume and 2002 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Financial Institutions**

19 12-102.

20 (a) This subtitle does not apply to check cashing services:

21 (1) (i) For which [a] NO fee [of up to 1.5% of the face amount of the
22 payment instrument] is charged [per payment instrument]; and

23 (ii) That are incidental to the retail sale of goods or services by the
24 person that is providing the check cashing services;

1 (2) PERFORMED BY A PERSON WHO PROVIDES CHECK CASHING
2 SERVICES FOR PAYMENT INSTRUMENTS THAT HAVE A TOTAL VALUE FOR ALL
3 TRANSACTIONS OF LESS THAN \$1,000 ON ANY DAY;

4 [(2)] (3) In which a customer presents a payment instrument for the
5 exact amount of a purchase; or

6 [(3)] (4) Involving foreign currency exchange services or the cashing of
7 a payment instrument drawn on a financial institution other than a federal, State, or
8 other state financial institution.

9 12-105.

10 (a) Except as provided in § 12-102(a) of this subtitle, a person may not provide
11 check cashing services unless the person is licensed under this subtitle or is an
12 exempt entity.

13 (b) A separate license is required for each place of business at which, or mobile
14 unit from which, a person provides check cashing services.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
16 effect October 1, 2003.